

DECLARATION OF KURT MCMILLEN

I, Kurt McMillen, declare as follows:

1. I am the Interim Associate Vice Chancellor for Research Administration at the University of Wisconsin-Madison (“UW-Madison”), a position I have held since January 16th, 2025. In this role, I have responsibility for providing expertise, leadership, and policy development regarding extramurally sponsored research at UW-Madison and I have decision-making authority and oversight for pre- and post-award activities in the Office of Research and Sponsored Programs.

2. I have personal knowledge of the contents of this declaration or have knowledge of the matters based on my review of information and records gathered by UW-Madison personnel and could testify thereto.

3. Attached hereto as **Exhibit 1** is a true and correct copy of an Award Notice issued by the National Science Foundation (NSF) to UW-Madison on June 16, 2025, for award number (FAIN) 1829597. The Award Notice is a no cost extension amendment, to extend the end date of the award by a period of one year. NSF issued award number (FAIN) 1829597 to UW-Madison on August 16, 2018. Despite that this award was in existence prior to May 5, 2025, the Award Notice includes the following, in relevant part:

If a court decision permits application of [Policy Notice: Implementation of Standard 15% Indirect Cost Rate (NSF 25-034)], NSF may unilaterally modify the terms and conditions of this award to impose the Award Specific [Financial & Administrative Terms and Conditions] set forth below, which shall be applicable to the entire duration of the award. . . . If a court decision permits application of the policy, in accordance with Policy Notice: Implementation of Standard 15% Indirect Cost Rate (NSF 25-034), reimbursement of indirect costs for this award must not exceed 15 percent of the modified total direct cost base (MTDC), regardless of whether the recipient has a current Federal negotiated indirect cost rate. The recipient must use a rate no greater than 15 percent of MTDC, as defined in 2 CFR § 200.1, for the life of the award, including the award period prior to notification of the application of this term. Excess indirect costs charged to an NSF

grant due to use of an incorrect rate will be disallowed. This term and condition supersedes any previously submitted and/or approved budget.

4. Attached hereto as **Exhibit 2** is a true and correct copy of an Award Notice issued by NSF to UW-Madison on June 12, 2025, for award number (FAIN) 2349582. The Award Notice is an incremental funding amendment, adding funding to the award. NSF issued award number (FAIN) 2349582 to UW-Madison on October 20, 2023. Despite that this award was in existence prior to May 5, 2025, the Award Notice includes the following, in relevant part:

If a court decision permits application of [Policy Notice: Implementation of Standard 15% Indirect Cost Rate (NSF 25-034)], NSF may unilaterally modify the terms and conditions of this award to impose the Award Specific [Financial & Administrative Terms and Conditions] set forth below, which shall be applicable to the entire duration of the award. . . . If a court decision permits application of the policy, in accordance with Policy Notice: Implementation of Standard 15% Indirect Cost Rate (NSF 25-034), reimbursement of indirect costs for this award must not exceed 15 percent of the modified total direct cost base (MTDC), regardless of whether the recipient has a current Federal negotiated indirect cost rate. The recipient must use a rate no greater than 15 percent of MTDC, as defined in 2 CFR § 200.1, for the life of the award, including the award period prior to notification of the application of this term. Excess indirect costs charged to an NSF grant due to use of an incorrect rate will be disallowed. This term and condition supersedes any previously submitted and/or approved budget.

5. Attached hereto as **Exhibit 3** is a true and correct copy of an Award Notice issued to UW-Madison on May 29, 2025, for award number (FAIN) 2311075. The Award Notice is a forward funding amendment, moving forward funds originally scheduled for future years into the present budget year. NSF issued award number (FAIN) 2311075 to UW-Madison on May 3, 2023. Despite that this award was in existence prior to May 5, 2025, the Award Notice includes the following, in relevant part:

If a court decision permits application of [Policy Notice: Implementation of Standard 15% Indirect Cost Rate (NSF 25-034)], NSF may unilaterally modify the terms and conditions of this award to impose the Award Specific [Financial & Administrative Terms and Conditions] set forth below, which shall be applicable to the entire duration of the award. . . . If a court decision permits application of

the policy, in accordance with Policy Notice: Implementation of Standard 15% Indirect Cost Rate (NSF 25-034), reimbursement of indirect costs for this award must not exceed 15 percent of the modified total direct cost base (MTDC), regardless of whether the recipient has a current Federal negotiated indirect cost rate. The recipient must use a rate no greater than 15 percent of MTDC, as defined in 2 CFR § 200.1, for the life of the award, including the award period prior to notification of the application of this term. Excess indirect costs charged to an NSF grant due to use of an incorrect rate will be disallowed. This term and condition supersedes any previously submitted and/or approved budget.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 19, 2025.



Exhibit 1

From: skerchne@nsf.gov
To: [RSP - NSF](#)
Cc: aarmstro@nsf.gov; afrasset@nsf.gov; alray@nsf.gov; ashetty@nsf.gov; axmiller@nsf.gov; dunixon@nsf.gov; Hiroki Sone; mdelaney@nsf.gov; rdouglas@nsf.gov; spage@nsf.gov; thunter@nsf.gov; umcgee@nsf.gov
Subject: NSF Award Notice for Award ID 1829597 - Amendment ID 005
Date: Monday, June 16, 2025 10:31:10 AM

NATIONAL SCIENCE FOUNDATION

Award Notice

Award Number (FAIN): 1829597

Managing Division
Abbreviation: EAR

Amendment Number: 005

RECIPIENT INFORMATION

Recipient (Legal Business Name): UNIVERSITY OF WISCONSIN SYSTEM
Recipient Address: 21 N PARK ST STE 6301 MADISON, WI 53715-1218
Official Recipient Email Address: nsf@rsp.wisc.edu
Unique Entity Identifier (UEI): LCLSJAGTNZQ7

AMENDMENT INFORMATION

Amendment Type: No Cost Extensions
Amendment Date: 06/16/2025
Amendment Number: 005
Proposal Number: Not Applicable
Amendment Description:

The purpose of this amendment is to extend the end date from 08/31/2025 to 08/31/2026 in accordance with the NSF Approved No-Cost Extension request submitted on 06/13/2025 without additional funds to allow for the completion of the agreed-to level of effort.

Any outreach, recruitment, or participatory activities to reach individuals from underrepresented populations supported under this award must comply with applicable legal requirements, including those set forth at the term and condition entitled "Non-Discrimination Statutes." Further requirements are set forth in applicable national policy requirements, including Executive Orders, as set forth at the term and condition entitled "Recipient Responsibilities and Federal Requirements."

Recipient is hereby notified of proceedings and resulting stay in Case No. 1:25-cv-11231 in the United States District Court for the District of Massachusetts. In accordance with the court's order dated May 19, 2025, NSF is temporarily staying effectuation of Policy Notice: Implementation of Standard 15% Indirect Cost Rate (NSF 25-034). If a court decision permits application of the policy, NSF may unilaterally modify the terms and conditions of this award to impose the Award Specific FATC set forth below, which shall

be applicable to the entire duration of the award. NSF may take such unilateral action by notifying the recipient via email or other written communication. In no event shall NSF unilaterally modify this award to impose an indirect cost rate limitation of less than 15 percent of the modified total direct cost base (MTDC).

If a court decision permits application of the policy, in accordance with Policy Notice: Implementation of Standard 15% Indirect Cost Rate (NSF 25-034), reimbursement of indirect costs for this award must not exceed 15 percent of the modified total direct cost base (MTDC), regardless of whether the recipient has a current Federal negotiated indirect cost rate. The recipient must use a rate no greater than 15 percent of MTDC, as defined in 2 CFR § 200.1, for the life of the award, including the award period prior to notification of the application of this term. Excess indirect costs charged to an NSF grant due to use of an incorrect rate will be disallowed. This term and condition supersedes any previously submitted and/or approved budget.

Except as modified by this amendment, the award conditions remain unchanged.

PROJECT PERSONNEL

Principal Investigator:
Hiroki Sone

Email:
hsone@wisc.edu

Organization: UNIVERSITY OF
WISCONSIN SYSTEM

NSF CONTACT INFORMATION

Managing Grants Official
(Primary Contact)
Name: Angela A. Turner
Email: aturner@nsf.gov
Phone: (703) 292-7524

**Awarding
Official**
Name: Shirley R.
Kerchner
Email:
skerchne@nsf.gov

Managing Program Officer
Name: Andrew Michael Frassetto
Email: afrasset@nsf.gov
Phone:

Exhibit 2

From: cbrownmo@nsf.gov
To: [RSP - NSF](#)
Cc: antkorne@nsf.gov; jthompso@nsf.gov; narce@nsf.gov; natwilli@nsf.gov; sabasu@nsf.gov; scash@nsf.gov; TSUNG-WEI HUANG; twilkins@nsf.gov; vswales@nsf.gov; zytler@nsf.gov
Subject: NSF Award Notice for Award ID 2349582 - Amendment ID 002
Date: Thursday, June 12, 2025 1:26:30 PM

NATIONAL SCIENCE FOUNDATION

Award Notice

Award Number (FAIN): 2349582

Managing Division Abbreviation: CCF

Amendment Number: 002

RECIPIENT INFORMATION

Recipient (Legal Business Name): UNIVERSITY OF WISCONSIN SYSTEM

Recipient Address: 21 N PARK ST STE 6301 MADISON, WI 53715-1218

Official Recipient Email Address: nsf@rsp.wisc.edu

Unique Entity Identifier (UEI): LCLSJAGTNZQ7

AMENDMENT INFORMATION

Amendment Type: Increment

Amendment Date: 06/12/2025

Amendment Number: 002

Proposal Number: Not Applicable

Amendment Description:

The purpose of this amendment is to add incremental funding to the award in the amount shown below in the Funding Information section.

Recipient is hereby notified of proceedings and resulting stay in Case No. 1:25-cv-11231 in the United States District Court for the District of Massachusetts. In accordance with the court's order dated May 19, 2025, NSF is temporarily staying effectuation of Policy Notice: Implementation of Standard 15% Indirect Cost Rate (NSF 25-034). If a court decision permits application of the policy, NSF may unilaterally modify the terms and conditions of this award to impose the Award Specific FATC set forth below, which shall be applicable to the entire duration of the award. NSF may take such unilateral action by notifying the recipient via email or other written communication. In no event shall NSF unilaterally modify this award to impose an indirect cost rate limitation of less than 15 percent of the modified total direct cost base (MTDC).

If a court decision permits application of the policy, in accordance with Policy Notice: Implementation of Standard 15% Indirect Cost Rate (NSF 25-034), reimbursement of indirect costs for this award must not exceed 15 percent of the modified total direct cost base (MTDC), regardless of whether the recipient has a current Federal negotiated indirect

cost rate. The recipient must use a rate no greater than 15 percent of MTDC, as defined in 2 CFR § 200.1, for the life of the award, including the award period prior to notification of the application of this term. Excess indirect costs charged to an NSF grant due to use of an incorrect rate will be disallowed. This term and condition supersedes any previously submitted and/or approved budget.

Any outreach, recruitment, or participatory activities to reach individuals from underrepresented populations supported under this award must comply with applicable legal requirements, including those set forth at the term and condition entitled “Non-Discrimination Statutes.” Further requirements are set forth in applicable national policy requirements, including Executive Orders, as set forth at the term and condition entitled “Recipient Responsibilities and Federal Requirements.”

Except as modified by this amendment, the award conditions remain unchanged.

AWARD INFORMATION

Award Number (FAIN): 2349582

Award Instrument: Continuing Grant

Award Date: 10/20/2023

Award Period of Performance: Start Date: 10/01/2023 End Date: 02/28/2027

Project Title: CAREER: HeteroTime: Accelerating Static Timing Analysis with Intelligent Heterogeneous Parallelism

Managing Division Abbreviation: CCF

Research and Development Award: Yes

Funding Opportunity: NSF 20-525 Faculty Early Career Development Program

Assistance Listing Number(s) and Name(s): 47.070 Computer and Information Science and Engineering (See Amendment 000 for source of funding for SEFA reporting)

FUNDING INFORMATION

Amount Obligated by this Amendment: \$112,554

Total Intended Award Amount: \$500,429

Total Approved Cost Share or Matching Amount: \$0

Total Amount Obligated to Date: \$279,577

PROJECT PERSONNEL

Principal Investigator:
Tsung-Wei Huang

Email: tsung-wei.huang@wisc.edu

Organization: UNIVERSITY OF WISCONSIN SYSTEM

NSF CONTACT INFORMATION

Managing Grants Official (Primary Contact)
Name: Cartia Brown-Morgan

Awarding Official
Name: Cartia Brown-Morgan
Email:

Managing Program Officer
Name: Sankar Basu
Email: sabasu@nsf.gov

Email:

cbrownmo@nsf.gov

cbrownmo@nsf.gov

Phone: (703) 292-7843**Phone:** (703) 292-8709**GENERAL TERMS AND CONDITIONS**

This is awarded pursuant to the authority of the National Science Foundation Act of 1950, as amended (42 U.S.C. 1861-75) and is subject to NSF Grant General Conditions (GC-1), dated 05/19/2025, available at

https://www.nsf.gov/awards/managing/general_conditions.jsp.

This institution is a signatory to the Federal Demonstration Partnership (FDP) Phase VI Agreement which requires active institutional participation in new or ongoing FDP demonstrations and pilots.

BUDGET

A. Senior Personnel	
Senior Personnel Count	1.00
Senior Personnel Calendar Months	0.50
Senior Personnel Academic Months	0.00
Senior Personnel Summer Months	0.00
Senior Personnel Amount	\$7,812
B. Other Personnel	
Post Doctoral Scholars	
Post Doctoral Count	0.00
Post Doctoral Calendar Months	0.00
Post Doctoral Academic Months	0.00
Post Doctoral Summer Months	0.00
Post Doctoral Amount	\$0

Other Professionals	
Other Professionals Count	0.00
Other Professionals Calendar Months	0.00
Other Professionals Academic Months	0.00
Other Professionals Summer Months	0.00
Other Professionals Amount	\$0
Graduate Students	
Graduate Students Count	1.00
Graduate Students Amount	\$34,506
Undergraduate Students	
Undergraduate Students Count	0.00
Undergraduate Students Amount	\$0
Secretarial - Clerical	
Secretarial - Clerical Count	0.00
Secretarial - Clerical Amount	\$0
Other	
Other Count	0.00
Other Amount	\$0
<i>Total Salaries and Wages (A+B)</i>	\$42,318
C. Fringe Benefits	\$10,347
<i>Total Salaries, Wages, Fringe Benefits (A + B + C)</i>	\$52,665
D. Equipment	\$0
E. Travel	
Domestic	\$4,000
International	\$8,000
F. Participant Support Costs	

Participant Support Costs Stipends	\$0
Participant Support Costs Travel	\$0
Participant Support Costs Subsistence	\$0
Participant Support Costs Other	\$0
Total Number of Participants	0.00
<i>Total Participant Costs (F)</i>	\$0
G. Other Direct Costs	
Materials Supplies	\$0
Publication Costs	\$0
Consultant Services	\$0
Computer Services	\$0
Subawards	\$0
Other	\$12,000
<i>Total Other Direct Costs (G)</i>	\$12,000
H. Total Direct Costs (A Through G)	\$76,665
I. Indirect Costs*	\$35,889
J. Total Direct and Indirect Costs (H + I)	\$112,554
K. Fees	\$0
L. Total Amount of Request (J) OR (J + K)	\$112,554
M. Cost Sharing Proposed Level	\$0

Exhibit 3

From: wpowell@nsf.gov
To: [RSP - NSF](#)
Cc: apavao@nsf.gov; [Christian G. Andresen](mailto:Christian.G.Andresen); cfooks@nsf.gov; kbowens@nsf.gov; ksloane@nsf.gov; lizzard@nsf.gov; pmaiden@nsf.gov; rhawley@nsf.gov; rsprattle@nsf.gov
Subject: NSF Award Notice for Award ID 2311075 - Amendment ID 002
Date: Thursday, May 29, 2025 11:50:21 AM

NATIONAL SCIENCE FOUNDATION

Award Notice

Award Number (FAIN): 2311075

Managing Division Abbreviation: OPP

Amendment Number: 002

RECIPIENT INFORMATION

Recipient (Legal Business Name): UNIVERSITY OF WISCONSIN SYSTEM

Recipient Address: 21 N PARK ST STE 6301 MADISON, WI 53715-1218

Official Recipient Email Address: nsf@rsp.wisc.edu

Unique Entity Identifier (UEI): LCLSJAGTNZQ7

AMENDMENT INFORMATION

Amendment Type: Frwd Funded

Amendment Date: 05/29/2025

Amendment Number: 002

Proposal Number: 2533811

Amendment Description:

The purpose of this amendment is to forward fund scheduled incremental funding to the award in the amount shown below in the Funding Information section.

This amendment includes funds that were originally scheduled to be released in future fiscal years 2025 and 2026. It is still the grantee's responsibility to submit an annual project report for each year in accordance with the NSF policies.

Recipient is hereby notified of proceedings and resulting stay in Case No. 1:25-cv-11231 in the United States District Court for the District of Massachusetts. In accordance with the court's order dated May 19, 2025, NSF is temporarily staying effectuation of Policy Notice: Implementation of Standard 15% Indirect Cost Rate (NSF 25-034). If a court decision permits application of the policy, NSF may unilaterally modify the terms and conditions of this award to impose the Award Specific FATC set forth below, which shall be applicable to the entire duration of the award. NSF may take such unilateral action by notifying the recipient via email or other written communication. In no event shall NSF unilaterally modify this award to impose an indirect cost rate limitation of less than 15 percent of the modified total direct cost base (MTDC).

If a court decision permits application of the policy, in accordance with Policy Notice: Implementation of Standard 15% Indirect Cost Rate (NSF 25-034), reimbursement of indirect costs for this award must not exceed 15 percent of the modified total direct cost base (MTDC), regardless of whether the recipient has a current Federal negotiated indirect cost rate. The recipient must use a rate no greater than 15 percent of MTDC, as defined in 2 CFR § 200.1, for the life of the award, including the award period prior to notification of the application of this term. Excess indirect costs charged to an NSF grant due to use of an incorrect rate will be disallowed. This term and condition supersedes any previously submitted and/or approved budget.

Any outreach, recruitment, or participatory activities to reach individuals from underrepresented populations supported under this award must comply with applicable legal requirements, including those set forth at the term and condition entitled “Non-Discrimination Statutes.” Further requirements are set forth in applicable national policy requirements, including Executive Orders, as set forth at the term and condition entitled “Recipient Responsibilities and Federal Requirements.”

Except as modified by this amendment, the award conditions remain unchanged.

AWARD INFORMATION

Award Number (FAIN): 2311075

Award Instrument: Continuing Grant

Award Date: 05/03/2023

Award Period of Performance: Start Date: 07/01/2023 End Date: 06/30/2027

Project Title: Collaborative Research: Predicting Micro to Macro-scale Hot-spot and Hot-moment dynamics in Arctic Tundra Ecosystems

Managing Division Abbreviation: OPP

Research and Development Award: Yes

Funding Opportunity: NSF 21-526 Arctic Research Opportunities

Assistance Listing Number(s) and Name(s): 47.078 Polar Programs (See Amendment 000 for source of funding for SEFA reporting)

FUNDING INFORMATION

Amount Obligated by this Amendment: \$86,421

Total Intended Award Amount: \$303,018

Total Approved Cost Share or Matching Amount: \$0

Total Amount Obligated to Date: \$303,018

PROJECT PERSONNEL

Principal Investigator:
Christian G Andresen

Email:
candresen@wisc.edu

Organization: UNIVERSITY
OF WISCONSIN SYSTEM

NSF CONTACT INFORMATION

Managing Grants Official
 (Primary Contact)
Name: Angela A. Turner
Email: aturner@nsf.gov
Phone: (703) 292-7524

Awarding Official
Name: Willie M.
 Powell
Email:
 wpowell@nsf.gov

Managing Program Officer
Name: Robert Lyman Hawley
Email: rhawley@nsf.gov
Phone: (703) 292-5082

GENERAL TERMS AND CONDITIONS

This is awarded pursuant to the authority of the National Science Foundation Act of 1950, as amended (42 U.S.C. 1861-75) and is subject to NSF Grant General Conditions (GC-1), dated 05/19/2025, available at https://www.nsf.gov/awards/managing/general_conditions.jsp.

This institution is a signatory to the Federal Demonstration Partnership (FDP) Phase VI Agreement which requires active institutional participation in new or ongoing FDP demonstrations and pilots.

BUDGET

A. Senior Personnel	
Senior Personnel Count	1.00
Senior Personnel Calendar Months	1.00
Senior Personnel Academic Months	0.00
Senior Personnel Summer Months	0.00
Senior Personnel Amount	\$17,598
B. Other Personnel	
Post Doctoral Scholars	
Post Doctoral Count	0.00
Post Doctoral Calendar Months	0.00
Post Doctoral Academic Months	0.00
Post Doctoral Summer	0.00

Months	
Post Doctoral Amount	\$0
Other Professionals	
Other Professionals Count	0.00
Other Professionals Calendar Months	0.00
Other Professionals Academic Months	0.00
Other Professionals Summer Months	0.00
Other Professionals Amount	\$0
Graduate Students	
Graduate Students Count	1.00
Graduate Students Amount	\$13,895
Undergraduate Students	
Undergraduate Students Count	1.00
Undergraduate Students Amount	\$5,432
Secretarial - Clerical	
Secretarial - Clerical Count	0.00
Secretarial - Clerical Amount	\$0
Other	
Other Count	0.00
Other Amount	\$0
<i>Total Salaries and Wages (A+B)</i>	\$36,925
C. Fringe Benefits	\$10,451
<i>Total Salaries, Wages, Fringe Benefits (A + B + C)</i>	\$47,376
D. Equipment	\$0
E. Travel	
Domestic	\$5,200
International	\$0

F. Participant Support Costs	
Participant Support Costs Stipends	\$0
Participant Support Costs Travel	\$0
Participant Support Costs Subsistence	\$0
Participant Support Costs Other	\$0
Total Number of Participants	0.00
<i>Total Participant Costs (F)</i>	\$0
G. Other Direct Costs	
Materials Supplies	\$0
Publication Costs	\$3,000
Consultant Services	\$0
Computer Services	\$0
Subawards	\$0
Other	\$0
<i>Total Other Direct Costs (G)</i>	\$3,000
H. Total Direct Costs (A Through G)	\$55,576
I. Indirect Costs*	\$30,845
J. Total Direct and Indirect Costs (H + I)	\$86,421
K. Fees	\$0
L. Total Amount of Request (J) OR (J + K)	\$86,421
M. Cost Sharing Proposed Level	\$0